



FW: Time Sensitive - Draft letter for EPA to present to Joanne Chase

Jessica Standifer to: Katherine Brown

08/24/2011 03:03 PM

From: Rob Rosenfeld [mailto:robrosey@gmail.com]
Sent: Wednesday, August 24, 2011 1:55 PM
To: Julia Shanagin; NVT, Janelle Baker; NVT, Jessica Standifer; <fstandifer@hotmail.com>
Subject: Time Sensitive - Draft letter for EPA to present to Joanne Chase

Hi Jessica, Janelle, Julia and Frank

I'd like to double check to be sure that this letter gets reviewed and signed by Frank before you all head in on Monday. Please edit it as needed. it is really important that a letter is presented to Joanne Chase who will be heading back to DC after her meetings in Alaska.

Heather Kendall Miller will be at the meeting and 4 other tribes will also be present to express other tribal concerns and issues to Joanne Chase / Director of the American Indian Office for EPA.

Please let me know the status of this.

Thanks Rob

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From: **Rob Rosenfeld** <robrosey@gmail.com>
Date: Tue, Aug 23, 2011 at 12:56 PM
Subject: Draft letter for EPA to present to Joanne Chase
To: Julia Shanagin <NVT_Admin@tyonek.net>, "NVT, Janelle Baker" <janelle_b@tyonek.net>, "<fstandifer@hotmail.com>" <fstandifer@hotmail.com>, "NVT, Jessica Standifer" <jessica_s@tyonek.net>, Harriet Kaufman <NVT_Environmental@tyonek.net>
Cc: Heather Kendall-Miller <kendall@narf.org>

Hi Frank, Julia, Janelle, Harriet and Jessica

Below is a letter to consider presenting to Joanne Chase on Monday, Aug 29th. Please print this out on letterhead for Frank to review and consider. Please edit as needed. Please also submit a copy of the NVT resolution opposing the mine with this letter. The letter is below and attached.

Best wishes.

August 23, 2011

American Indian Environmental Office / Joanne Chase

Mail Code: 2690M

1200 Pennsylvania Avenue, NW,
Washington, DC 20460

FAX: [\(202\) 564-0298](tel:(202)564-0298)

Dear Joanne:

Thank you very much for coming to Anchorage and for conducting a meeting with Tribal Leaders to discuss important issues to Tribes in Alaska on August 29th, 2011.

The Native Village of Tyonek (NVT) –is a federally recognized Tribe and the peoples of Tyonek have thrived off the marine environment, rivers, and lands – while residing along the beaches of the Cook Inlet for thousands of years.

The Tyonek native peoples are referred to as the Tubughna, “Beach People”. We are located 45 air miles from Anchorage across the Cook Inlet in the village of Tyonek. The NVT relies on a subsistence lifestyle that is centuries old, and wild, healthy salmon are a vital component of NVT’s traditional way of life.

Pac Rim Coal, a Delaware corporation, funded by Texas multi-millionaires is actively seeking state and federal permits to operate the Chuitna coal strip mine - which would be Alaska’s largest coal strip mine on the western shores of Cook Inlet near the communities of Tyonek and Beluga. The Pac Rim proposal has been pushed by the Alaska State Department of Natural Resources and the Alaska Department of Environmental Conservation with the goal of selling coal to Japan and China, which will contribute to Climate Change, pollute our waters, cover our fragile wetlands and waters with coal dust, destroy the Chuitna River Salmon habitat and result in Mercury travelling back to Alaska – further polluting our lands. Not surprising, a door-to-door poll of the 200 residents of the Native Village of Tyonek revealed that 98% of Villagers oppose the Chuitna coal mine. In response, the NVT has formally passed a resolution clearly stating our opposition.

Alaska stands on the front lines of rapid climate change, and from receding glaciers, warming salmon streams and eroding coastlines, the “Last Frontier” is feeling the disproportionate effects of global warming. Yet Alaska also possesses enormous undeveloped coal reserves, and despite the fact coal produces the most greenhouse gases of any traditional fossil fuel, state and federal agencies are actively working with outside corporations to mine and export Alaskan coal for energy-hungry Asian markets. While Alaska has experienced a host of proposed coal-related projects over the past six years, the Chuitna coal strip mine outside Anchorage poses the most imminent and substantial risks of any project in the state. If the Chuitna project moves forward, it will lock in the infrastructure and export markets that will open massive tidewater coal reserves for Asian markets clamoring for “cheap” and reliable energy.

Equally important, the Chuitna coal mine would be the first project in Alaskan history to mine completely through a wild salmon stream (the River supports all five species of Wild Pacific salmon). As a result, this development poses a dangerous precedent across the state, where growing pressures to mine coal, gold, and copper increasingly conflict with sustainable salmon resources. The Chuitna Coal Strip Mine project would be the first strip mine in state history allowed to mine directly through 11 miles of salmon spawning and rearing habitat, completely removing the streambed from bank to bank to a depth of 350 feet!

If the Chuitna mine is developed thousands of acres of wetlands will be drained, permanently degrading the headwaters of streams that flow into the Chuitna River. According to fisheries biologists and restoration experts the level of impact PacRim proposes will deem reclamation functionally impossible. Middle Creek, a tributary to the Chuit River (recognized as important to salmon by the Alaska Department of Fish and Game) will be destroyed and adjacent streams will have their water flows significantly altered. There is **NO** law in Alaska that bans the wholesale removal of a salmon stream; the decision is left to the discretion of state agency personnel. If the Chuitna coal strip mine is permitted a precedent will be set that has far reaching implications to all anadromous streams

across the state – if they can mine through the Chuitna Watershed tributaries they can mine through any salmon stream on or adjacent to Native lands.

Requests from Native Village of Tyonek – IRA Council:

- A joint drafting and signing of an MOU between EPA and NVT – IRA Council pertaining to the proposed Chuitna Coal Mine.
- EPA commitment to review the NPDS permit as indicated by Mike Lidgard and Rick Parkin.
- EPA seriously consider utilizing your authority under 404Q: to elevate the Pac Rim Coal permit request to headquarters; based on the Chuitna River and the Cook Inlet being of national importance.
- Consider exercising 404c authority if necessary
- Please utilize all possible resources in order to exercise your authority under 404, 402 and 309, and uphold Water Quality standards and the Clean Water Act.
- Play an active role as a Cooperating Agency in the draft SEIS process.
- Ensure that the State of Alaska and the Department of Environmental Conservation fulfill their delegated authority to uphold the Clean Water Act.
- Quarterly Government to Government meetings between the EPA and NVT – IRA Council.

Best wishes:

President Frank Standifer

Rob



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